

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

UNITED STATES OF AMERICA,

Plaintiff,

v.

GREGORY COLBURN, et al.,

Defendants.

Case No. 1:19-cr-10080-NMG

***Leave to File Partially Under Seal Granted  
on July 28, 2021 (ECF No. 1972)***

**DEFENDANTS' PROPOSED JURY INSTRUCTIONS**

Pursuant to Fed. R. Crim. P. 30 and this Court's Scheduling Order, Defendants Gamal Abdelaziz, Elisabeth Kimmel, Marci Palatella, and John Wilson ("Defendants") respectfully request that the Court give the jury instructions attached as Exhibit A. Defendants reserve the right to submit supplemental requested jury instructions individually. Further, Defendants reserve the right to supplement, modify, or withdraw these requested instructions in light of the requests filed by the Government, the Court's rulings on the motions *in limine*, and the evidence ultimately admitted at trial.

[remainder of page intentionally blank]

Respectfully submitted,

/s/ Eóin P. Beirne

R. Robert Popeo (BBO # 403360)  
Mark E. Robinson (BBO # 423080)  
Eóin P. Beirne (BBO # 660885)  
Cory S. Flashner (BBO # 629205)  
MINTZ, LEVIN, COHN, FERRIS,  
GLOVSKY AND POPEO, P.C.  
One Financial Center  
Boston, MA 02111  
(617) 348-1605 (telephone)  
(617) 542-2241 (fax)  
rpopeo@mintz.com  
mrobinson@mintz.com  
ebeirne@mintz.com  
csflashner@mintz.com

*Counsel for Elisabeth Kimmel*

/s/ Brian T. Kelly

Brian T. Kelly (BBO No. 549566)  
Joshua C. Sharp (BBO No. 681439)  
Lauren M. Maynard (BBO No. 698742)  
NIXON PEABODY LLP  
53 State Street  
Boston, MA 02109  
617-345-1000  
bkelly@nixonpeabody.com  
jsharp@nixonpeabody.com  
lmaynard@nixonpeabody.com

*Counsel for Gamal Abdelaziz*

/s/ Michael Kendall

Michael Kendall (BBO # 544866)  
WHITE & CASE LLP  
75 State Street  
Boston, MA 02109-1814  
Telephone: (617) 979-9310  
michael.kendall@whitecase.com

Andrew E. Tomback (*pro hac vice*)  
MCLAUGHLIN & STERN  
260 Madison Avenue  
New York, NY 10016

*Counsel for John Wilson*

/s/ Michael K. Loucks

Michael K. Loucks (BBO #305520)  
SKADDEN, ARPS, SLATE, MEAGHER &  
FLOM LLP  
500 Boylston Street  
Boston, MA 02116  
(617) 573-4800  
michael.loucks@skadden.com

Jack P. DiCanio (*pro hac vice*)  
SKADDEN, ARPS, SLATE, MEAGHER &  
FLOM LLP  
525 University Avenue  
Palo Alto, CA 94301  
(650) 470-4500  
jack.dicanio@skadden.com

*Counsel for Defendant Marci Palatella*

DATED: August 2, 2021

**CERTIFICATE OF SERVICE**

I, Michael Kendall, hereby certify that on August 2, 2021, this document, filed through the CM/ECF system, will be sent electronically to all registered participants in this matter as identified on the Notice of Electronic Filing (NEF).

/s/ Michael Kendall